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Appellation Trading Company, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

**APPELLATION TRADING
COMPANY, LLC,**

Plaintiff/Counterdefendant,

v.

SALVESTRIN WINE CO., LLC,

Defendant/Counterplaintiff

Case No. 3:21-cv-04360-VC

**JOINT STIPULATION AND [PROPOSED]
ORDER TO EXTEND EXPERT DISCOVERY
DEADLINES**

JOINT STIPULATION AND [PROPOSED]
ORDER TO EXTEND EXPERT DISCOVERY
DEADLINES
3:21-CV-04360-VC

1 Under Civil Local Rule 6-2, Plaintiff/Counterdefendant Appellation Trading Company,
2 LLC ("Plaintiff") and Defendant/Counterplaintiff Salvestrin Wine Co., LLC ("Salvestrin")
3 stipulate to an extension of the deadline for Opening Expert Reports to April 1, 2022, an extension
4 of the deadline for Rebuttal Expert Reports to May 2, 2022, and an extension of the deadline for
5 the Close of Expert Discovery to May 23, 2022, and request an order granting same. The requested
6 extension will not impact the rest of the case schedule.
7

8 WHEREAS, the initial Case Management Conference in this action was held on September
9 8, 2021 during which the Court set a deadline for Opening Expert Reports of March 1, 2022,
10 Rebuttal Expert Reports of April 1, 2022, and a deadline for the Close of Expert and Fact Discovery
11 of May 2, 2022 (Docket No. 25).
12

13 WHEREAS, the parties engaged in mediation, are meeting and conferring about Plaintiff's
14 responses to Salvestrin's discovery requests in an effort to resolve a discovery dispute, and are in
15 the process of conducting third party discovery;

16 WHEREAS, in consultation with the mediator, the parties wish to allow time to complete
17 additional fact discovery in an effort to see if further mediation will be productive before engaging
18 in expert discovery;

19 WHEREAS, the parties submit that judicial economy therefor would be promoted by the
20 proposed extension of the deadlines for Opening Expert Reports, Rebuttal Expert Reports, and the
21 Close of Expert Discovery to allow the parties time to substantially complete fact discovery and to
22 explore resolution of this matter prior to engaging in expert discovery;

23 WHEREAS, the parties stipulate and request that the current schedule be modified as
24 follows:
25
26
27
28

Event	Current Deadline	Proposed New Deadline
Opening Expert Reports	March 1, 2022	April 1, 2022
Rebuttal Expert Reports	April 1, 2022	May 2, 2022
Close of Fact Discovery	May 2, 2022	N/A
Close of Expert Discovery	May 2, 2022	May 23, 2022

No modifications of the case schedule have been made previously. The requested extension of the deadlines for Opening Expert Reports, Rebuttal Expert Reports, and the Close of Expert Discovery does not impact or alter any other previously set deadlines or the trial date.

IT IS SO STIPULATED, through Counsel of Record.

Dated: February 1, 2022

DICKENSON, PEATMAN & FOGARTY

By: /s/ Paul W. Reidl
PAUL W. REIDL
Attorney for Plaintiff/Counterdefendant
Appellation Trading Company, LLC

Dated: February 1, 2022

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s/ Diana M. Rutowski
DIANA M. RUTOWSKI
Attorney for Defendant/Counterplaintiff
Salvestrin Wine Co., LLC.

[PROPOSED] ORDER

The Court, having considered the parties' Stipulation and [Proposed] Order to Extend Expert Discovery Deadlines, and good cause having been shown, orders that the case schedule set on September 9, 2021 (Docket No. 25) is hereby modified as follows:

Event	Current Deadline	Proposed New Deadline
Opening Expert Reports	March 1, 2022	April 1, 2022
Rebuttal Expert Reports	April 1, 2022	May 2, 2022
Close of Fact Discovery	May 2, 2022	N/A
Close of Expert Discovery	May 2, 2022	May 23, 2022

IT IS SO ORDERED.

Dated: _____

HONORABLE VINCE CHHABRIA

CERTIFICATE OF SERVICE

I hereby certify that on February 1, 2022 the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing to the attorneys of record in this case.

Dated: February 1, 2022

/s/ Diana M. Rutowski

DIANA M. RUTOWSKI

CIVIL L.R. 5-1 ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I, Diana M. Rutowski, attest that concurrence in the filing of the document has been obtained by counsel for Appellation Trading Company, LLC.

Dated: February 1, 2022

/s/ Diana M. Rutowski

DIANA M. RUTOWSKI